

Response to Comments
GENERAL PERMIT NO. S-ISWA-1611-1
FOR STORMWATER RUNOFF FROM INDUSTRIAL ACTIVITY

DATE: September 30, 2016

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KDHE did not receive any formal comments on the proposed permit during the public notice period. However, on September 15, 2016 KDHE received the U.S. EPA Region VII draft report of the Kansas NPDES Program Permit Quality Review (PQR) conducted on April 4-8, 2016. This report contained several comments relative to the Industrial Stormwater General Permit, which have resulted in additions and modifications which have been included into this General Permit being issued.

KDHE Response to the PQR comments relative to the Industrial Stormwater General Permit are as follows:

The PQR requested inclusion of the definitions “pollutant” and “toxic pollutant” in the permit. These definitions have been provided.

The PQR discussed the inclusion of baseline monitoring requirements adapted from the USEPA Multi-Sector General Permit (MSGP). KDHE had addressed this comment through previous EPA review comments prior to placing the permit on Public Notice.

The PQR indicated that although the SWP2 Plan itself does not contain effluent limits, the SWP2 plan must include the specific control measures that will be used to meet the limits contained in the permit (i.e. the technology based BMP limits). This language has been included in the permit, indicating the implementation of the BMPs specified in the SWP2 Plan are enforceable requirements of the permit.

In addition to the PQR comments addressed above, EPA has now promulgated a final rule requiring entities to report discharge monitoring report (DMR) data electronically by December 21, 2016, and certain other reporting requirements by December 21, 2020. These requirements have been included into the General Permit being issued.

PROPOSED ACTION:

All comments on the combined Kansas Water Pollution Control (KWPC) and National Pollutant Discharge Elimination System (NPDES) general permit for stormwater runoff from industrial activity have been addressed. The final KWPC and NPDES Stormwater Runoff from Industrial Activity general permit to replace the current general permit will now be issued.